IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital : the 26th day of March 2004
Criminal Bail Application No. 204/2004

CRIMINAL SIDE

Naseem S/o Raseed
R/o Zamnipur
P.S. Sahaspur
District Dehradun .....Applicant.

Versus

State of Uttaranchal .. Opposite party.

AND

Criminal Bail Application No. 205/2004

CRIMINAL SIDE

1. Kamil S/o Hanif
2. Rizwan S/o Hamid
   R/o Jamnipur
   P.S. Sahaspur
   District Dehradun .....Applicants.

Versus

State of Uttaranchal ..Opposite party.

Arising out of case crime No. 107/2003
U/Ss 147, 148, 149 & 302 I.P.C.
P.S. Sahaspur
District Dehradun.

By the court

Hon'ble Irshad Hussain J.

Heard Sri R.S. Sammal learned counsel for the applicants and learned A.G.A. for the State.

According to the prosecution version, the complainant had not himself seen the occurrence but he was told by namely Gulzar, Kayum and Ghaffar that they have seen the occurrence of brutal murder. The statement of these witnesses were recorded after about 16, 17 and 25 days respectively from the date of the occurrence. Considering this it is a fit case for bail.

The applicants-accused Naseem, Kamil and Rizwan shall be released in crime No. 107/2003 under sections 147, 148, 149 & 302 IPC, P.S. Sahaspur, District Dehradun on their executing a personal

bond and two sureties each in the like amount to the satisfaction of C.J.M. Dehradun.

(**Irshad Hussain J.**)

Dated: 26-3-2004
Rawat